IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 3406 OF 2004
IN
APPEAL NO. 157 OF 1985

State of Maharashtra & Anr. ..Appellant
versus
Fr. Anthony Mendonca & Anr. ..Respondents

Ms. G. Prabhu, AGP for the Appellants - State.
None for the Respondents.

CORAM : DR. S. RADHAKRISHNAN &
S. J. VAZIFDAR, JJ.

DATE : 13TH APRIL, 2006

P.C. : . Heard learned counsel for the Appellants. As per the affidavit of service, Respondents are served. None for the Respondents. Perused the Affidavit in Support of the Notice of Motion. For the reasons stated therein, sufficient cause is made out for recalling the Order dated 22.11.2004. There is no case of inaction, negligence and want of bonafide on the part of the Appellant. Hence, Notice of Motion is made absolute in terms of prayer clause (a). Notice of Motion disposed of accordingly.

(DR. S. RADHAKRISHNAN, J.)

(S. J. VAZIFDAR, J.)